

1 Fidelity National Title (“Respondent”) agreed they would notify the Court if they were able to
 2 resolve their remaining issues regarding the EEOC’s Subpoena No. LV-16-01 (“Subpoena”).

3 2. On October 21, 2016, the parties met and conferred regarding the Subpoena. During that
 4 meeting, Respondent agreed to produce additional information responsive to Subpoena requests
 5 four and five. The Commission agreed to allow Respondent more time to produce the
 6 information if necessary.

7 3. On October 25, 2016, Respondent produced additional information responsive to
 8 Subpoena request number four.

9 4. On October 26, 2016, Respondent notified the Commission it would produce more
 10 documentation responsive to Subpoena request numbers four and five, but needs an additional
 11 three weeks to produce the documents because of an unrelated data center migration. Respondent
 12 agrees to produce these documents by November 17, 2016.

13 5. In light of Respondent’s need for additional time to produce documents responsive to
 14 Subpoena LV-16-01 request numbers four and five, and in the interests of judicial economy, the
 15 parties stipulate and request an order as follows:

- 16 a. The October 27, 2016 response due date, the November 10, 2016 reply due date,
 17 and the November 28, 2016 hearing date are vacated;
- 18 b. Respondent shall produce all responsive documents in compliance with the
 19 EEOC’s Subpoena by November 17, 2016;
- 20 c. The parties shall provide the Court with a joint status report by **November 23,**
 21 **2016** regarding if Respondent fully complies with Subpoena No. LV-16-01.

22 6. If the EEOC reviews the remaining documents responsive to Subpoena requests number
 23 four and five to be produced by November 17, 2016, and determines that Respondent has failed
 24 to produce all responsive documents, the parties stipulate and request an order setting the
 25 following briefing schedule:

- 26 a. Respondent’s Response to the Order to Show Cause shall be filed on or before
 27 November 30, 2016;
- 28 b. The EEOC may file a reply to Respondent’s Response on or before December 14,
 2016; and
- c. A hearing on this matter shall be reset for December 16, 2016 at 2:00 p.m.
 _____, 2016 at _____ ~~am~~.

1 Dated: October 27, 2016

Respectfully submitted,

2 U.S. EQUAL EMPLOYMENT
3 OPPORTUNITY COMMISSION

4 By: /s/ Nechole Garcia
5 NECHOLE GARCIA
6 Attorney for the EEOC

7 Dated: October 27, 2016

Respectfully submitted,

8 FIDELITY NATIONAL TITLE

9 By: /s/ Patrick Mortimer
10 PATRICK MORTIMER
11 Vice President/Employment Counsel for
12 FIDELITY NATIONAL TITLE

13 **[PROPOSED] ORDER UPON STIPULATION**

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15 For good cause shown, IT IS SO ORDERED.

16
17 Dated: 10-27-2016

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28 UNITED STATES MAGISTRATE JUDGE

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22 **UNITED STATES DISTRICT COURT**

23 **DISTRICT OF NEVADA**

24 U.S. EQUAL EMPLOYMENT OPPORTUNITY)
25 COMMISSION,)

26 Petitioner,)

27 vs.)

28 FIDELITY NATIONAL TITLE,)

Respondent.)

Case No: 2:16-cv-01633-APG-VCF

CERTIFICATE OF SERVICE

1 I am, and was at the time the herein mentioned delivery took place, a citizen of the
2 United States, over the age of eighteen (18) years.

3 I am employed in the Legal Unit of the Los Angeles District Office of the United States
4 Equal Employment Opportunity Commission.

5 My business address is U.S. Equal Employment Opportunity Commission, Las Vegas
6 Local Office, 333 Las Vegas Boulevard South, Ste 8112, Las Vegas, NV 89101.

7 On the date that this declaration was executed, as shown below, I served the foregoing

8 **JOINT STIPULATION AND [PROPOSED] ORDER VACATING HEARING DATE**

9 **AND SETTING DATE FOR JOINT STATUS REPORT**, via the Case

10 Management/Electronic Case Filing (CM/ECF) system to:

11
12 Patrick Mortimer, Esq.
13 VP/Employment Counsel
14 Fidelity National Financial, Inc.
15 4 Executive Circle, Suite 270
Irvine, CA 92614
patrick.mortimer@fnf.com

16 I declare under penalty of perjury that the foregoing is true and correct. Executed on
17 October 27, 2016.

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19 /s/ Nechole Garcia
20 Nechole Garcia
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